

Featured Tribe Success Stories



Guest Speakers

- Dore A. Bietz, *Planner/Emergency Manager*, representing the Tuolumne Band of Me-Wuk Indians
- Javier Silva, *Tribal Member and Environmental Director*, representing the Sherwood Valley Band of Pomo and tribal representative on the North Coast Resource Partnership (IRWM) since 2010
- Sherri Norris, *Executive Director*, California Indian Environmental Alliance



North Coast IRWM Tribal Engagement



IRWM Stakeholder Capacity-Building Workshop
November 6, 2014

Javier Silva, Environmental Director
Sherwood Valley Tribal Environmental Program
NCRP Central District Tribal Coordinator & Technical
Peer Review Committee

Sherri Norris, Executive Director
California Indian Environmental Alliance
NCRP Tribal Engagement Coordinator

Tribal Engagement

- Funded through 2014 NCRP IRWM Planning Grant to:
 1. **Complete IRWM Plan update** to reflect Tribal lands, water-related concerns, & Tribal expertise.
 2. **Produce project proposals** to address water related needs on Tribal lands.
 3. **Support Tribal representation** on Policy Review Panel (PRP) & Technical Peer Review Committee (TPRC), & facilitate general engagement of Tribes in the NCIRWMP stakeholder process.

Tribal Engagement Group

South, Central and North District Consultants

Provide regional coordination

Kashia Band of Pomo Indians - Stewarts Point

Rancheria, Sherwood Valley Rancheria & Karuk Tribe

Tribal Engagement Coordinator

Provide regional coordination, communicate with staff
& facilitate NCRP Tribal representation process

California Indian Environmental Alliance

Technical Consultant(s)

Provide grant writing support & technical assistance
relevant to the needs of district Tribes & aligns with the
goals & objectives of the NCRP & NCIRWM Plan

Tribal Engagement Team & NCRP Coordination

Tribal Engagement Activities

- Expand Tribal Contact List
- Drought Guideline Email & Direct Calls
- Tribal Annual Meeting: New PRP & TPRC Selection
- NCRP IRWM Plan Revision
- Tribal Representative & Coordinator Monthly Calls
- Tribal Issues Survey: IRWMP Update & Identify Technical Assistance Needs
- Technical Assistance Training

Updating Tribal Contact List

- Update Tribes
- Tribal Council: Chair & Administrator
- Environmental Director
- Tribal Historic Preservation Office
- Office of Self-Governance
- Municipalities – Water/Wastewater
- Housing
- Office of Emergency Services
- Fisheries
- Others

North		
Tribe	County(ies)	Watershed(s)
Quartz Valley Rancheria	Siskiyou County	Klamath
Karuk Tribe	Siskiyou and Humboldt Counties	Klamath
Smith River Rancheria	Del Norte County	North Coast
Elk Valley Rancheria	Del Norte County	North Coast
Resighini Rancheria	Del Norte County	North Coast
Yurok Tribe	Del Norte and Humboldt Counties	Klamath
Pit River Tribe	Modoc County	Shasta
Shasta Nation	Siskiyou County	Shasta
Shasta Indian Nation	Siskiyou County	Shasta
Central		
Tribe	County(ies)	Watershed(s)
Hoopa Valley Tribe	Humboldt County	Trinity
Big Lagoon Rancheria	Humboldt County	Humboldt
Trinidad Rancheria	Humboldt County	Humboldt
Blue Lake Rancheria	Humboldt County	Humboldt
Table Bluff Rancheria (Wiyot)	Humboldt County	Eel
Bear River Tribe of Rohnerville Rancheria	Humboldt County	Eel
Nor Rel Muk	Trinity County	Trinity
Round Valley Reservation	Mendocino County- North	Eel
Laytonville Rancheria	Mendocino County-North	Eel
Sherwood Valley Rancheria	Mendocino County-North	Eel, North Coast, & Russian
South		
Tribe	County(ies)	Watershed(s)
Potter Valley Tribe	Mendocino County- South	Russian
Coyote Valley Rancheria	Mendocino County- South	Russian
Redwood Valley Rancheria	Mendocino County- South	Russian
Pinoleville Pomo Nation	Mendocino County- South	Russian
Guidiville Rancheria	Mendocino County- South	Russian
Hopland Rancheria	Mendocino County- South	Russian
Manchester/Point Arena Rancheria	Mendocino County- South	North Coast
Cloverdale Rancheria	Sonoma County	Russian
Dry Creek Rancheria	Sonoma County	Russian
Lytton Rancheria	Sonoma County	Russian
Graton Rancheria	Sonoma County	Russian
Stewarts Point Rancheria (Kashia)	Sonoma County	North Coast
Misheval Wappo Tribe of Alexander Valley	Sonoma County	Russian
Yokayo	Mendocino County – South	Russian

NCRP Tribal Representatives

NCRP amended their governing bodies: Policy Review Panel (PRP) & Technical Peer Review Committee (TPRC) now includes Tribal representation in decision making process.

Six (6) Tribal seats have been allocated: Three (3) PRP & Three (3) TPRC & their alternates.

Tribes conduct own Tribal representation selection process:
Twelve (12) total Tribal delegates are voted in from the representatives nominated by their perspective Tribal Councils



Delegates & Tribal Engagement Group: 2014 Tribal Annual Meeting

IRWM Plan Update:

Tribes are sovereign governments of the People

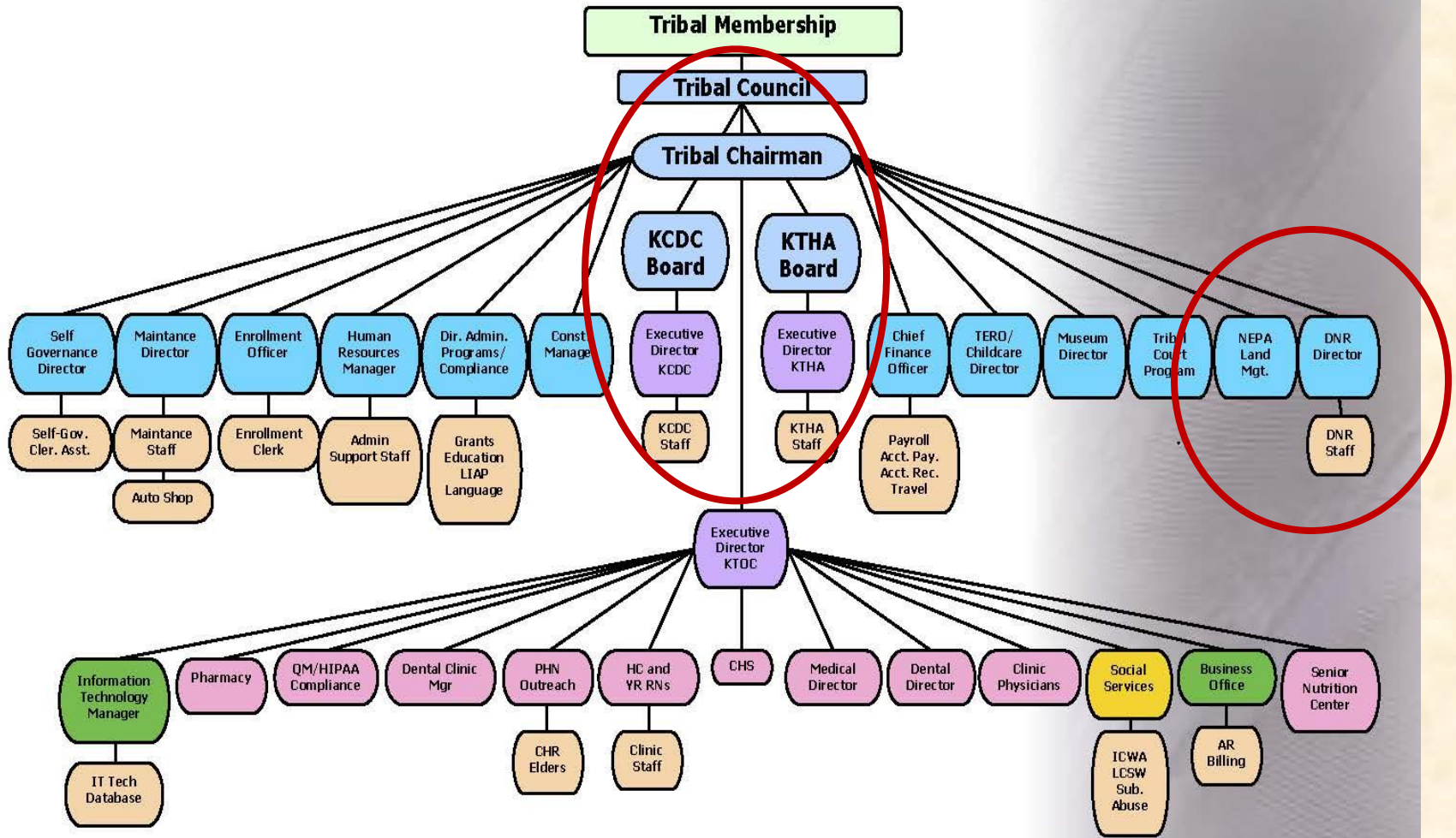
Responsibility to Tribal members to protect traditional continuance

- Water is Sacred & health of water is key to the cultural continuance of the People
- Each CA Tribes has a Distinct place-based culture

Federally recognized
CA Tribes: 110
Not federally
recognized: 30 - 80

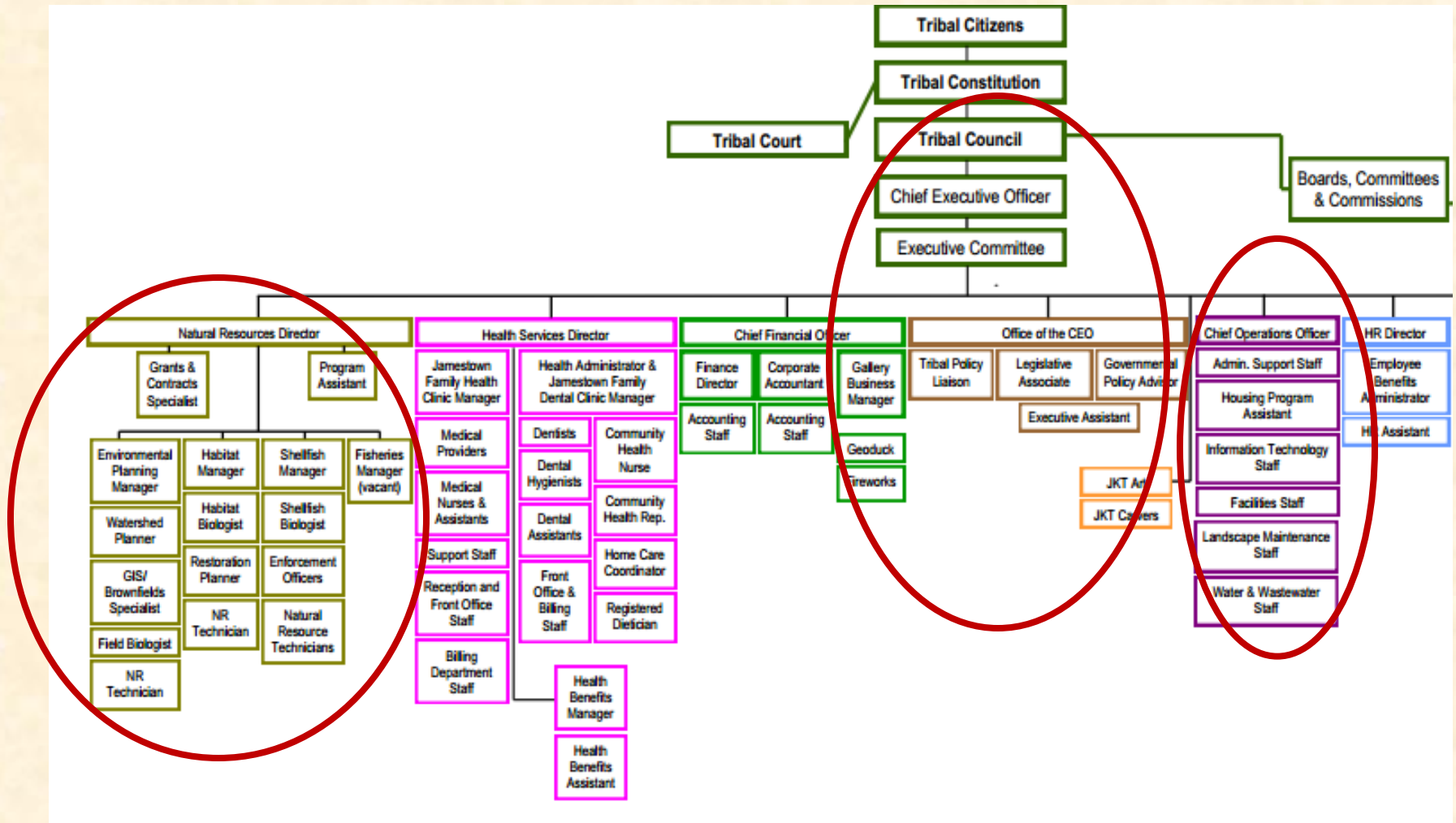


Core IRWM Outreach



Source: Historical and Legal Foundations that Shaped Tribal Governments in California, NIJC 2010

IRWM Expanded Outreach



IRWM Plan Update:

Primary Federal Indian Law

- **Commerce Clause:** empowers Federal Congress "to regulate Commerce with foreign Nations, and among several States, and with the Indian Tribes." (*Article 1, Section 8, Clause 3, of the Constitution*)
- **Federal Indian Trust Responsibility:** Federal government "duty to protect" legal duties & moral obligations for the protection of tribal lands, assets, resources, and treaty rights. (*Marshall Case Law*)

Tribal sovereignty & jurisdiction:

Tribal authority on Indian land is inherent & is not granted by the states in which Indian lands are located.

IRWM Plan Update: Tribal Water Rights

- **“The Winters Doctrine** prevents appropriations from extinguishing the needs of Native Americans and establishes that state laws are secondary to these federally reserved rights (*Winters v. United States, 1908*).
- This doctrine was additionally extended in 1976 to groundwater use on or near reservation lands (*Cappaert v. United States, 1976*).”

Included into the North Coast Integrated Regional Water Management Plan, PHASE III, May 2014

IRWM Plan Update: Living NCRP Document

Re Watershed Management Areas “the NCRP to integrate the NCIRWMP with other regional, state, federal and **Tribal** planning, implementation, and funding efforts that utilize a watershed-based approach (e.g. including those already in place with CDFG, CCC, SWRCB, Regional Boards, and DWR).”

“Numerous water districts, NGOs and local agencies, **including Tribal environmental and fisheries agencies**, contribute to salmonid recovery via a diversity of conservation, management and restoration activities.”

small community water **and Tribal water systems**. State, federal **and Tribal agencies** are currently exploring options that will allow them to work more effectively together.

Included into the North Coast Integrated Regional Water Management Plan, PHASE III, May 2014

IRWM Plan Update:

Tribal Issues Shared with DACs

“Economically disadvantaged communities (DACs), Tribes with limited resources and those from rural areas...” - *NCIRWM Plan, PHASE III, May 2014*

Economic Barriers:

- North Coast Tribal Unemployment: 4.7 - 37.5 %
- Tribal families below poverty level: 13.6 – 42.6 %
- CA Tribes vary in economic & staff capacity
 - Project Matching or payment upon completion
 - Contractor Billing: 2-3 month until receiving payment

Project Submission Technical Assistance:

- Drought Submission: Emergency Assistance, Water Trucks, Failing &/or non-functioning wells, Dry wells, housing not on public water systems, water drafting toxins, riparian zone stress & emergency fire

Yah-wee!

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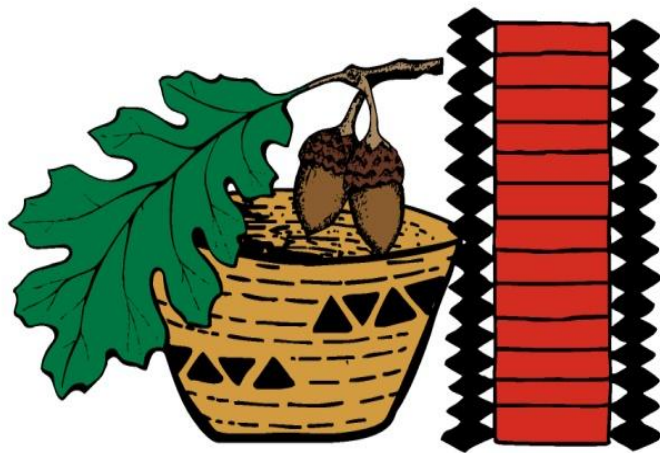
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Water and Drought Contingency Planning

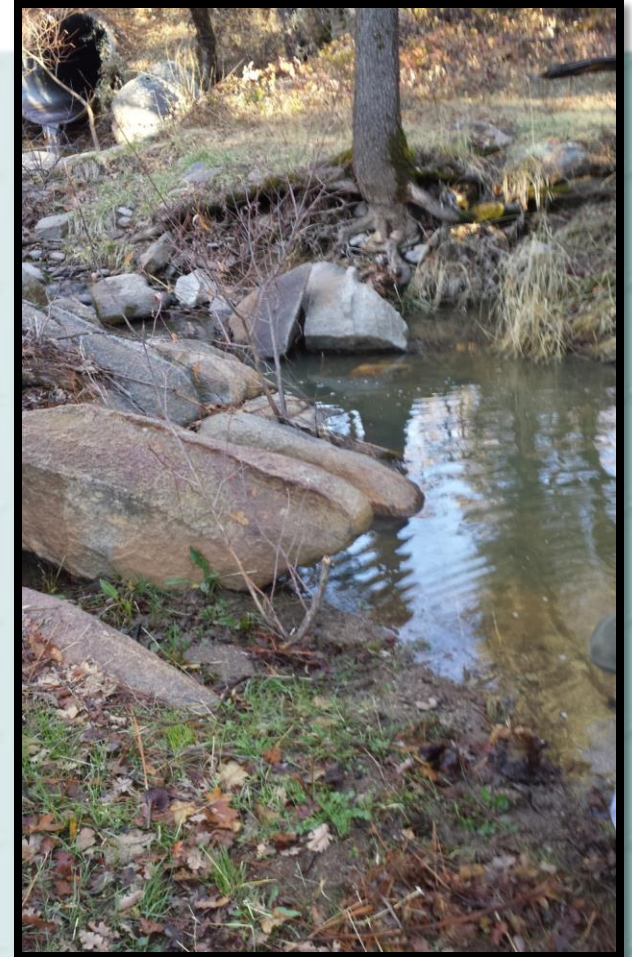


THE TUOLUMNE ME-WUK STORY

Who we Are.....and what are we doing about water.

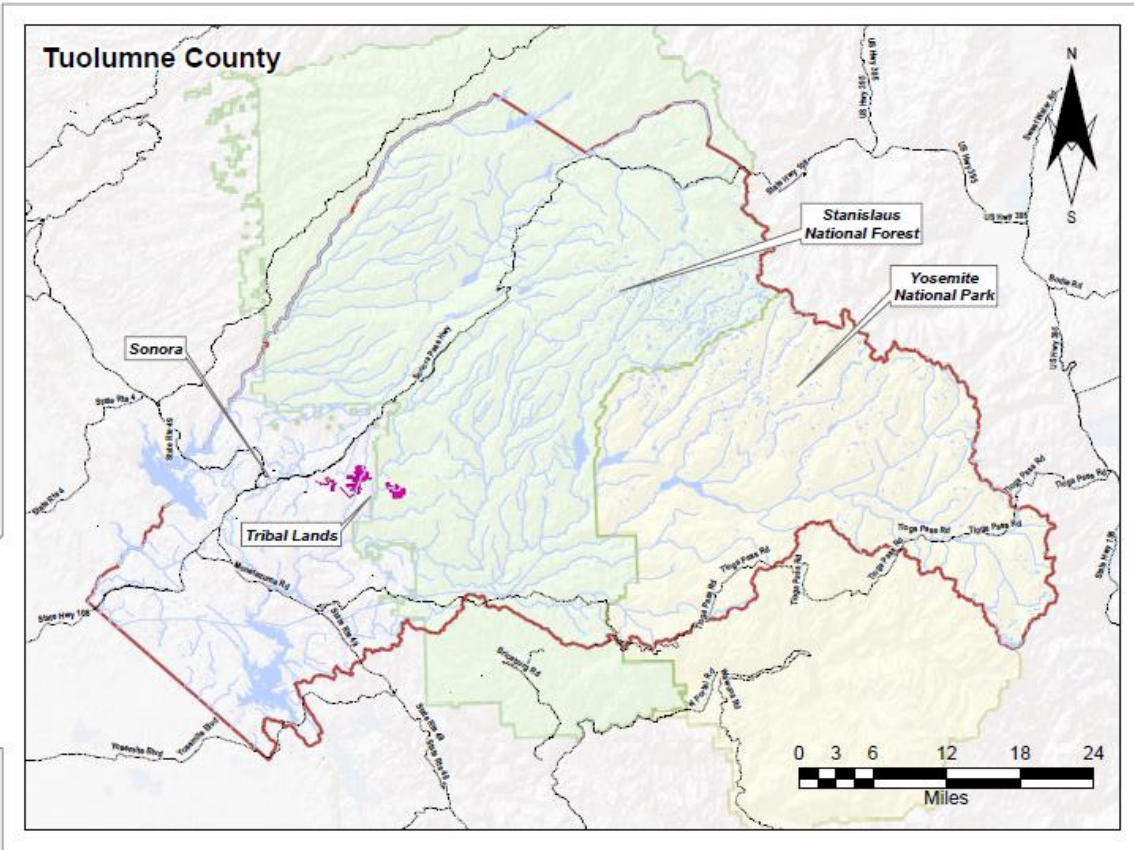


- Historical Background
- Current Facts
- Problem Identified
- Best Practices





Tuolumne Me-Wuk Tribal Lands in Relation to the County of Tuolumne and the State of California



- Legend**
- Tuolumne Me-Wuk Tribal Lands (Trust and Fee)
 - The State of California
 - Tuolumne County Boundary
 - Highways and Other Major Roadways
 - Rivers and Creeks
 - Lakes and Reservoirs
 - Stanislaus National Forest Boundary
 - Yosemite National Park Boundary

DRAFT - For Reference Only; Not Complete and Not Absolute
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 Contact Tuolumne Me-Wuk Tribal Council Planning & Development Department
 at (209) 928-5304 for more information. Updated March 19, 2014 by Jonathan Rodriguez

Surface Water



- Turnback
- Bear
- Rattlesnake
- Watersheds



PROBLEMS IDENTIFIED



- Water Records Management
- Lack of timeline of events
- No tracking of yearly water use
- Future water needs not determined

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- A photograph of a forest stream. The water is calm, reflecting the surrounding trees and foliage. The banks are covered with fallen leaves and some green grass. The scene is peaceful and natural.
- **Local Public Utilities Serves**
 - 80 homes
 - 7 Tribal Government/Administration Buildings
 - Fire Hydrants

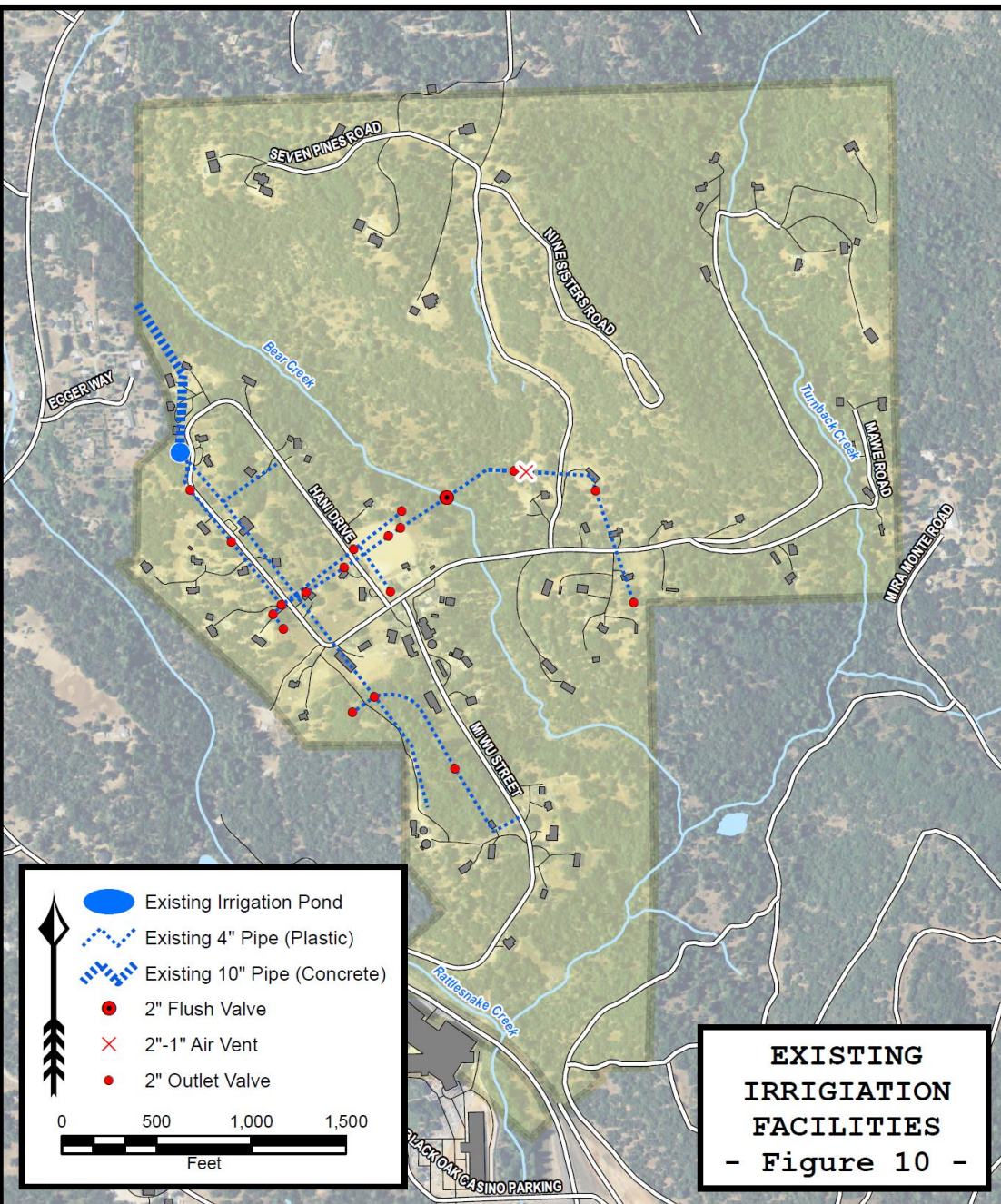
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- Wells on Tribal Lands Serve
 - Casino
 - Fire Suppression/Water Tenders
 - Construction Projects



GIS Mapping



- Historical
 - lines
 - watershed
- Current Systems
 - Public
 - Private
- Proposed



BEST PRACTICES



- Understand history, what you have now and what you need for the future
- Active Participation (Local and State)
- Education of tribal members, staff
- Proactive planning/building principles

Thank you!



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